

UNITED STATES DISTRICT COURT  
for the  
District of Nebraska

United States of America

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Trino M. Hernandez

)

Case No: 8:13CR225

USM No: 25549-047

Karen M. Shahaha

*Defendant's Attorney*

Date of Original Judgment: 03/11/2014

Date of Previous Amended Judgment: \_\_\_\_\_

*(Use Date of Last Amended Judgment if Any)*

03/11/2014

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of  the defendant  the Director of the Bureau of Prisons  the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

DENIED.  GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of 51 months is reduced to 41 months.

*(Complete Parts I and II of Page 2 when motion is granted)*

Except as otherwise provided, all provisions of the judgment dated 03/11/2014 shall remain in effect.

## IT IS SO ORDERED.

Order Date: 05/14/2015

Effective Date: 11/02/2015  
*(if different from order date)*

*Doris Sitt Case*

*Judge's signature*

Laurie Smith Camp, Chief U.S. District Judge

*Printed name and title*

**This page contains information that should not be filed in court unless under seal.  
(Not for Public Disclosure)**

Trino M. Hernandez

DEFENDANT: \_\_\_\_\_

CASE NUMBER: 8:13CR225

DISTRICT: District of Nebraska

**I. COURT DETERMINATION OF GUIDELINE RANGE (*Prior to Any Departures*)**

Previous Total Offense Level: 23

Amended Total Offense Level: 21

Criminal History Category: II

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Previous Guideline Range: 51 to 63 months

Amended Guideline Range: 41 to 51 months

**II. SENTENCE RELATIVE TO THE AMENDED GUIDELINE RANGE**

- The reduced sentence is within the amended guideline range.
- The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a substantial assistance departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- The reduced sentence is above the amended guideline range.

**III. ADDITIONAL COMMENTS**

The Defendant's Unopposed Motion to Reduce Sentence - USSC Amendment (Filing No. 51) is granted and the parties' Stipulation regarding the Unopposed Motion to Reduce Sentence - USSC Amendment (Filing No. 52) is approved.